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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Maximilian ARZBERGER

Confirmation No.: 9322

Serial No. 10/786,458

Art Unit: 3671

Filed: February 26, 2004

Examiner: Christopher Novosad

For: METHOD FOR MAKING A TRENCH

WALL IN THE GROUND, TRENCH WALL CUTTER AND TRENCH WALL

WALL COTTER THE TRETTER W

Atty Docket: P69487US0

CUTTING DEVICE

RESPONSE AND AMENDMENT

MAIL STOP NON-FEE AMENDMENT Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated October 7, 2004 (PTO Prosecution Mail Date 100104), Applicant submits the following Amendment and Remarks.

It is not believed that extensions of time or fees for net addition of claims are required, beyond those that may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary, then such extensions of time are hereby petitioned under 37 CFR § 1.136(a); and any fees required for consideration of this paper and any papers associated with it (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 06-1358.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 7 of this paper.